THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION Nos.5504, 5508 to 5510, 5512, 5516 and 5517 of 2007

Between:

M/s.Dwaraka Dresses and others.

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PETITIONERS

and

The Commissioner,
Municipal Corporation of Hyderabad and others.

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RESPONDENTS

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COMMON ORDER:

Heard the learned counsel for the petitioners as well as the learned Standing Counsel appearing for official respondents.

The petitioners are the tenants while the unofficial respondents are the landlords in respect of the properties in question, which are subject matter of these writ petitions.

It is stated that in fact in some of the matters, eviction proceedings are pending between the tenants and the landlords.

While so, the official respondents have initiated widening of the road programme. In that process, the properties are sought to be taken away by way of private negotiations or by way of acquisition as contemplated under Sections 146 or 147 of M.C.H. Act.

It is stated that the owners of the properties in question appear to have consented for widening of the road. If that be so, the petitioners will deprive their rights.

It is further stated that the petitioners are also interested persons with regard to acquisition of the properties in question under the provisions of Sections 146 or 147 of M.C.H. Act.

Having regard to the facts and circumstances of the case, the respondents are directed to issue notice to the petitioners-tenants also in respect of the acquisition proceedings for acquiring the properties in question, which are the subject matter of these writ petitions, while acquiring the same either under Section 146 or Section 147 of M.C.H. Act.

Accordingly, the writ petitions are disposed of. There shall be no order as to costs.

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20-03-2007

Note:
Issue C.C. by tomorrow
(B/o)

Prv